

**Dallas Furness  
Chairman**

**Greg Shenton  
Watermaster**

**Carol Hoopes  
Secretary**

**WATER DISTRICT #31  
Dubois, Idaho**

**CLARK AND JEFFERSON COUNTIES, IDAHO**

**MINUTES OF THE ANNUAL MEETING OF MARCH 5, 2002**

The water users of Water District No. 31 met in the Clark County Annex Bldg. Dubois, Clark County, Idaho, on Tuesday, March 5, 2002, at 1:00 p.m., as provided by Idaho Statutes, for the purpose of electing a chairman and secretary, electing a watermaster, adopting the 2002 budget, and any other business that may come before the District.

Those in attendance were: Dallas Furness, Chairman; Keith Shuldborg, Dave Hagenbarth, Jim Hagenbarth, Keith C. Wilson, IDWR; Gerald Messerli, Roy Yearsley, Gerry Deutscher, Don Parker, George Perschon, Renee Perschon, Greg Shenton, Watermaster; Brett Murdock, Deputy Watermaster; and Carol Hoopes, Secretary.

The meeting was called to order by Dallas Furness, Chairman at 1:05 p.m.

**ADOPTION OF AGENDA**

Dallas Furness read the following as the proposed agenda:

1. Adoption of agenda
2. Nomination and election of Chairman and Secretary
3. Appointment of credentials committee
4. Recess to allow Credentials Committee to prepare report
5. Report of Credentials Committee
6. Roll call
7. Reading of minutes of previous meeting
8. Report of Watermaster and approval
9. Adoption of budget
10. Fix the compensation of Watermaster and assistant
11. Election of Watermaster and assistant
12. Appointment of Advisory Board
13. Resolutions
14. Meeting time
15. Other business
16. Adjournment

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Dallas then entertained a motion that the agenda be approved. Gerald Messerli, moved that the proposed agenda be adopted as the order of business for this meeting. The motion was seconded by Keith Shuldberg, and passed unanimously.

#### **NOMINATION AND ELECTION OF CHAIRMAN AND SECRETARY**

Dallas ask for nomination from the floor for Chairman. Keith Shuldberg made a motion that Dallas Furness continue as Chairman. Dave Hagenbarth, seconded the motion. Dave Hagenbarth moved that nominations cease. Gerry Deutscher, seconded the motion and the motion passed. Dallas Furness was elected by unanimous ballot. Dallas ask for nominations for Secretary. Don Parker nominated Carol Hoopes for Secretary. Gerald Messerli seconded the motion. Keith Shuldberg moved that nominations cease. Don Parker seconded the motion that nominations cease. Carol Hoopes was elected by unanimous ballot.

#### **MINUTES**

Minutes were passed out to all those in attendance. Hearing no corrections they stood approved as written.

#### **APPOINTMENT OF CREDENTIALS COMMITTEE**

Don Parker moved and Keith Shuldberg seconded the motion to dispense with agenda items No. 3-7 and go directly to No. 8. The appointment of the credentials committee, the recess for the credentials committee, its report, roll call, and reading of the minutes would all be dispensed with. Dallas called for a vote and the motion passed unanimously.

#### **REPORT OF WATERMASTER**

Watermaster Greg Shenton distributed the 2001 Watermaster's Report and time was allowed for review. Greg Shenton discussed many of the items in the report.

##### **2001 Water Year**

The 2001 water delivery was at 113,980 A.F. for the water season. Compared to 124,413 A.F. which was delivered in the 2000 water season. The difference of water delivered was down 10,434 A.F.

##### **Low Stream Flows**

Stream flows in the Kilgore area were extremely low. Water Users in the Kilgore area allowed their water to stay in the creeks to allow for stock water. This also was the case in the upper Beaver Creek drainage, which was an extremely rare situation. Beaver Creek went dry this year at Dubois, by the end of April. Camas Creek however continued to flow and reach the Refuge until June 23<sup>rd</sup> which contributed to the majority of the Kilgore users being unable to divert any water except that in which the refuge allowed them to divert for stock water.

## **Snake River Basin Adjudication**

A lot of time was spent this year researching files, letter writing, going to meetings and many other related tasks for the adjudication process. The adjudication process took up the majority of the watermaster time and is still working on related items to this date, which will continue until the adjudication process is finalized.

## **Water Measurement District**

Water District #31 passed a resolution to take canal companies under contract for the purpose of measuring and reporting their water deliveries. The companies involved were from the Montevieu area. Funds were to be from a separate funding account paid for totally from the merging companies and no funds were used from Water District #31. New large weirs were constructed and placed in the delivery canals by the canal companies involved. This has worked very well and we are getting good measurements.

### **March 1 - Winter Flow**

Independent Ditch winter flow was 0 cfs compared to 6.22 cfs last year. Bybee Well winter flow was 0 cfs compared to 15.59 last year. Total for 2002 was 0 cfs compared to last years total, which was 21.81 cfs.

## **Mud Lake Content**

Greg reported on the water levels in Mud Lake for March 1, 2002, which was 6,980 A.F. May 1, 2001, which was 35,000 A.F. and November 1, 2001, which was 9,550 A.F.

### **Camas Creek Inflow into Mud Lake**

For 2000 the inflow was 6,000 A.F. The 2001 inflow was 0 A.F.

### **2001 Water Use of Major Canal Companies**

Mud Lake Water Users used a total of 76,543 A.F., applying 3.49 A.F. per acre, while the Independent Water Users used 9,432 A.F., applying 2.30 A.F. per acre. 2001 average use in the Mud Lake area 3.30 A.F. per acre.

### **Snow Report - March 1, 2002**

The Camp Creek-Beaver Creek measurements show a snow depth of 32.0 with water content at 8.0, compared to Kilgore-Camas Creek measured show a snow depth of 34.0 with water content at 9.7. The Camp Creek snow course is at 98% of normal, the Kilgore course is 96% of normal, the Crab Creek course is at 88%, and

the Lake View Ridge is at 91% of normal. The average of all courses is 93% of normal.

#### **2001 Budget Review and 2002 Budget Proposal**

Greg Shenton reviewed the 2001 budget and actual expenses, explaining some of the expenditures. He pointed out that there was a \$3,000 increase in the proposed 2002 budget. Those items and the proposed increases were Miscellaneous Expenses, 1,300; Watermasters Salary, \$100; Deputy Salary, \$400; and Watermasters & Deputy Mileage, \$1200.

The 2002 proposed budget, including the approved increase is as follows:

#### **2002 WATER DISTRICT 31 ADOPTED BUDGET**

Misc. Expense	26,300.00
Channel & Legal	1,000.00
Secretary Salary	450.00
Office Rent	1,800.00
<u>Total</u>	<u>29,550.00</u>
Watermaster Salary	28,000.00
Deputy Salary	20,400.00
<u>Total</u>	<u>48,400.00</u>
Watermaster Mileage	12,000.00
Deputy Mileage	9,000.00
<u>Total Mileage</u>	<u>21,000.00</u>
 2002 Budget	 98,950.00
Less Federal agencies	4,574.62
<u>Proposed Budget</u>	<u>\$ 94,375.38</u>

#### **USGS Contract**

The Watermaster's report included a copy of the water measurement contract with USGS for 2001. The USGS provides for outside measurement when disputes arise and has been a very good resource. The USGS is continuing water measurement, on a 50-50-contract basis. USGS has been taking three sets of measurements stop measurement per run. The arrangement continues to be a good deal for the water district. Chairman Furness entertained a motion for the USGS contract. Gerry Deuscher made the motion to continue with the USGS contract, Don Parker, seconded the motion. Motion passed.

#### **ADOPTION OF BUDGET**

Don Parker moved that the Watermaster's report, and the proposed budget be accepted with the amendment of the Watermasters salary from \$27,600.00 to \$28,000.00. Gerald Messerli seconded the motion and the motion passed.

## **ELECTION OF WATERMASTER AND DEPUTY WATERMASTER**

The Chairman called for nominations from the floor for Watermaster. Don Parker moved that Greg Shenton be elected as Watermaster and that Brett Murdock be elected as Deputy Watermaster. Jim Hagenbarth seconded the motion. The motion passed unanimously, electing Greg and Brett by unanimous ballot.

## **APPOINTMENT OF ADVISORY BOARD**

The Chairman opened the floor for appointment of the Advisory Board. Don Parker made the motion, Jim Hagenbarth seconded it, and the motion passed unanimously. The following were appointed or re-appointed to the board: Dallas Furness as Chairman, Garth Soderquist, Dave Hagenbarth, Valeria Maxwell, Andy Dobson, Keith Shuldborg, and Gerald Messerli as members.

## **RESOLUTIONS**

Dallas entertained a motion to accept the resolutions. Don Parker made the motion, Keith Shuldborg seconded it, and the motion passed unanimously.

### **High Water at Mud Lake**

Be it hereby resolved, that the Watermaster be authorized to determine when diversion is needed and to divert any high water. That such water be considered stored in the aquifer, with rights to the water being retained by the district. Diversion of said waters would be by diverting at the Lone Tree Diversion, and pumping through the diversion canal at the Mud Lake Water Users.

### **Collection of Water Assessments**

Be it hereby resolved, that no ditch, canal co., or other water user shall have the right to demand and receive water, and the watermaster shall not deliver such water, until full payment is made. Said payment becomes due April 1, and becomes delinquent April 15, and if not paid by April 15, shall bear interest from the date of April 1, until paid at the rate of 8% per annum.

Be it further resolved that government agencies be exempt from the above provisions to the extent necessary for them to comply with payments according to the provisions of Federal law, and that the Watermaster of District 31, be authorized to enter into contract with said agencies of the United States for payment of assessment as provided in the budget.

### **Mud Lake Water Users**

Be it hereby resolved, that any water user that completes the water year with a negative balance on the Mud Lake balance sheet shall have that negative balance carried forward to the April draft column on the balance sheet of the following year, and said negative balance shall be charged to the Mud Lake allotment of said following year, as set forth in part 5, paragraph 4 of the Mud Lake Decree.

### **District Billings and Collections**

Be it hereby resolved, that the Clark County Auditor make up a roll of all Water District 31 users to include all Jefferson County users. Be it further resolved that the Clark County Treasurer mail out said billings and make collections of all Water District 31 Water Users to include all Jefferson County Water Users in said Water District 31 boundaries.

Be it further resolved that the Clark County Treasurer also make all payments and disbursements owed by Water District 31, which are presented through the proper claims procedures which are common to other Clark County practices.

### **Well Water Measurements**

Be it hereby resolved, that the following canal companies be allowed to contract with Water District #31 to measure and record and report the well water flows of the Montevieu Canal Company, the Jefferson Irrigation Company, and the Producers' Irrigation.

Be it further resolved that the Watermaster and his Deputies accomplish the required measurements and recording and reporting of the above named companies.

Be it further resolved that monies paid for these services be paid out of Water District #31 measurement fund. The above named canal companies will be charged a fee of \$26.00 per second foot (c.f.s.) for the above services. The monies paid out for these services shall be drawn only if the chairman and the secretary of Water Measurement District #31 sign the check. We order that the water district is out no costs from any source of the regular water district funds and that recording and reporting be separate from regular water district water reports and budgets.

### **IDWR REPORT**

Keith Wilson from IDWR stated that he didn't really have much to report on. He told us that IDWR created another water district, it will be #120.

### **MEETING TIME**

Moved: Gerry Deutscher ; Seconded: Don Parker; Passed.

That the 2003 meeting be held on March 4, 2003 at 1:00 p.m. at the Clark County Annex Building in Dubois, Idaho.

### **OTHER BUSINESS**

Gerald Messerli asked that area landowners attend the next Continental WAG meeting, they need to reorganize and they need people to come and support this organization.

## ADJOURNMENT

Chairman Furness asked if there was any further business; having no further business, he called the meeting adjourn. Keith Shuldberg seconded the motion. The motion carried and the meeting was adjourned at approximately 2:10 p.m.

ATTEST:

Carol Hoopes  
Carol Hoopes  
Secretary

Dallas Furness  
Dallas Furness  
Chairman